

FACSIMILE TRANSMITTAL FORM	Application Number	09/678579
	Filing Date	October 3, 2000
	First Named Inventor	Japuntich, Daniel A.
	Art Unit	3743
	Examiner Name	Aaron J. Lewis
Fax: 703-872-9306	Attorney Docket Number	48317US027
Total Number of Pages in This Submission: 13		MAY 03 2005
Date: May 3, 2005	Attorney for Applicant: Karl G. Hanson	

ENCLOSURES (check all that apply)		
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32692
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Patent
Case No.: 48317US027

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: JAPUNTICH, DANIEL A.

Application No.: 09/678579 Group Art Unit: 3743

Filed: October 3, 2000 Examiner: Aaron J. Lewis

Title: FIBROUS FILTRATION FACE MASK HAVING A NEW UNIDIRECTIONAL FLUID VALVE

INFORMATION DISCLOSURE STATEMENT

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.8(a)]

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May 3, 2005
Date

Signed by: Susan M. Decko

Dear Sir:

In accordance with the continuing duty of candor and good faith that is to be demonstrated before the United States Patent and Trademark Office, applicants submit a copy of another Answer in the civil litigation between the 3M Company and the 3M Innovative Properties Company ("3M") and Moldex-Metric, Inc. In this lawsuit, the defendant, Moldex-Metric, Inc. has filed an Answer to a third Complaint filed by 3M. In so doing, Moldex has filed counter-claims for a declaratory judgment of noninfringement and invalidity of U.S. Patent RE37,974 to Bowers, U.S. Patent 6,843,248 to Japuntich et al., and U.S. Patent 6,854,463 to Japuntich et al. Moldex contends that each of these patents are invalid under 35 USC § 102 and 35 USC § 103. Moldex also asserts that all patents are invalid for "containing a specification and claims which do not meet one or more of the requirements of 35 USC § 112, i.e., written description, enablement, best mode, and definiteness."

Please contact applicants' attorney if the Examiner desires more information regarding the defenses raised by each of the defendants. It is respectfully requested that the Examiner initial and return the enclosed Form PTO-1449 to indicate that this item has been considered.

Application No.: 09/678579Case No.: 48317US027

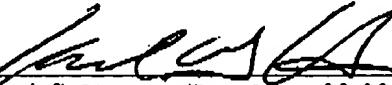
It is believed that no fee is due; however, in the event a fee is required, please charge the fee to Deposit Account No. 13-3723.

Respectfully submitted,

May 3, 2005

Date

By:


Karl G. Hanson, Reg. No.: 32,900
Telephone No.: (651) 736-7776

Office of Intellectual Property Counsel
3M Innovative Properties Company
Facsimile No.: 651-736-3833

Substitute for form 1449A/PTO (modified)		Application Number	09/678579
INFORMATION DISCLOSURE STATEMENT BY APPLICANT		Filing Date	October 3, 2000
(Use as many sheets as necessary)		First Named Inventor	Japuntich, Daniel A.
Page 1 of 1		Art Unit	3743
		Examiner Name	Aaron J. Lewis
		Attorney Case Number	48317US027

U.S. Patent Documents

Exam. Init.*	Cite No.	Document Number <small>Doc. Number-(Kind Code if Known)</small>	Publication Date or Issue Date <small>MM-DD-YYYY</small>	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A1	US-			
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Foreign Patent Documents

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		Ctry. Code	Number-KindCode (if known)				
	B1						
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	B8						

OTHER DOCUMENTS

Exam. Init.*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	Translation (Check if yes)
	C1	Moldex's Answer to Third Amended Complaint and Counterclaims (3M Company and 3M Innovative Properties Company v. Moldex-Metric, Inc., Civil Action No. 03-5292 MJD/JGL, United States District Court for the District of Minnesota)	
	C2		
	C3		

*Examiner:	Date Considered:
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	